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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/720,970	11/24/2003	Craig L. Reding	03-1018	5217
25537	7590	10/20/2008		
VERIZON			EXAMINER	
PATENT MANAGEMENT GROUP			PHAN, HUY Q	
1515 N. COURTHOUSE ROAD				
SUITE 500			ART UNIT	PAPER NUMBER
ARLINGTON, VA 22201-2909			2617	
			NOTIFICATION DATE	DELIVERY MODE
			10/20/2008	ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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*Ex parte:* CRAIG REDING and CHRISTOPHER HELBLING

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Application No. 10/720,970  
Technology Center 2600

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Mailed: October 17, 2008

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Before KRISTA ZELE *Deputy Chief Appeals Administrator*  
ZELE, *Deputy Chief Appeals Administrator*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received by the Board of Patent Appeals and Interferences on August 12, 2008. A review of the application revealed that it is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner to address the following matter(s) requiring attention prior to docketing.

**APPEAL BRIEF, CLAIMS APPENDIX**

A review of the Appeal Brief filed January 29, 2007 reveals that claim 19 in the Claims appendix of the Appeal Brief is not in proper format and/or is not consistent as amended in the last entered amendment filed on May 3, 2006. Furthermore, the Claims Appendix cannot assume entry of After Final submissions for which an Advisory Action has not advised of entry.

*See also Manual of Patent Examining Procedure (MPEP) § 1205.02 (8<sup>th</sup> ed. Rev. 6, Sept 2007) for details.*

Specifically, claim 19, as provided in the Brief's Claims Appendix, reads: "19. A system as recited in claim 18, wherein the at least one processor is further configured to: receive, in response to the notification, an instruction regarding handling of the call."

However, in the last entered Amendment dated May 3, 2006, claim 19, reads: "19. A system as recited in claim 17, wherein the at least one processor is further configured to: receive, in response to the notification, an instruction regarding handling of the call."

It should be noted that the Advisory Action mailed September 7, 2006 denied entry of the Amendment After Final filed August 23, 2006.

Appropriate correction of all claims provided in the Claims Appendix in proper format is required.

**INFORMATION DISCLOSURE STATEMENT**

Appellant filed an Information Disclosure Statement (IDS) dated October 23, 2007; January 16, 2008; January 25, 2008; April 10, 2008 and July 11, 2008. There is no indication on the record that the Examiner has considered the above Information Disclosure Statements. MPEP § 609 requires the Examiner to consider any Information Disclosure Statement filed by Applicant if timely submitted. A written communication notifying Appellant of the Examiner's consideration of the above Information Disclosure Statements is required.

**CONCLUSION**

Accordingly, it is  
ORDERED that the application is returned to the Examiner to:  
1) correction of the Claims Appendix of the Brief filed January 29, 2007 or for the Examiner to consider the After Final Amendment filed August 23, 2006;  
2) consider the Information Disclosure Statements as noted above; and  
3) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

KZ/tsj

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